Morris, Sims,

Tyler, Upshaw.

Senator McDonald announced a pair with Senator Pope.

The former would vote aye, the lat-

ter nay.

On motion of Senator Davis, The Senate adjourned till 10 o'clock

o-morrow morning.

ELEVENTH DAY.

SENATE CHAMBER, Austin, January 19, 1889.

Senate met pursuant to adjournment.

Lieutenant-Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the chaplain, Dr. Smoot. On motion of Senator Claiborne,

The reading of the Journal was dispensed with.

On motion of Senator Lane,

Senator Davis was excused till the last of next week, and Senator Upshaw till Monday, on account of important business.

On motion of Senator Frank,

Senators Tyler and Glasscock were excused till Monday, on account of important business.

PETITIONS AND MEMORIALS.

By Senator Stephens:

Petition from the citizens of the county of Deaf Smith to the Legislature to let Deaf Smith county remain attached to Oldham county for judicial purposes.

Referred to Committee on Judicial

Districts.

By Senator Burney:

A memorial from the San Antonio bar, asking the favorable consideration of the bill entitled "An act to define the liability of corporations in cases of personal injuries to employes."

Referred to Committee on Internal

Improvements.

REPORTS OF STANDING COMMITTEES.

By Senator Maetze:

COMMITTEE ROOM, Austin, January 17, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Rules, to whom was referred

The resolution offered by Senator Lane, that hereafter the Senate hold executive sessions with open doors unless otherwise determined by a majority of the Senate,

Have had the same under consideration, and instruct me to report it back to the Senate with the recom-

mendation that it do not pass.

All of which is respectfully submitted.

> MAETZE, Chairman.

By Senator Davis:

COMMITTEE ROOM, Austin, January 18, 1889.

Hon. T. B. Wheeler, President of the Scnate:

Your Committee on Stock and Stockraising, to whom was referred

Senate bill No. 9, entitled "An act fixing a lien for owners of pastures or those in charge of pastures on such stock as are placed in their pastures by the respective owners or persons in charge of such stock, to secure the payment of pasture fees or charges,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recom-

mendation that it do pass.

All of which is respectfully sub-

mitted.

DAVIS, Chairman.

COMMITTE ROOM, Austin, January 18, 1889.

Hon. T. B. Wheeler, President of the Scnate:

Your Committee on Stock and

Stockraising, to whom was referred Senate bill No. 32, entitled "An act to amend chapter 4, title 92, Revised Civil Statutes of the State of Texas, by adding thereto another article, to be known as article 4610a, relating to the mode for permitting certain animals from running at large in counties and subdivisions,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submit-

DAVIS, Chairman.

Bill read first time.

By Senator Lane:

Committee Room, Austin, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Roads and Bridges, to whom was referred

House bill No. 102, entitled "An act to be entitled an act to amend article 4434, title 87, chapter 5, of the Revised Civil Statutes of the State of 'Texas,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recom-

mendation that it do pass.

The bill seeks to authorize the commissioners' court of either county, where such counties are divided by a stream, and the commissioners' courts of the two counties fail to agree upon terms, to erect a bridge across such stream, under the same provisions now provided by law for building bridges within the body of each county.

All of which is respectfully submitted. LANE,

Chairmán.

Bill read first time.

By Senator Claiborne:

COMMITTEE ROOM, AUSTIN, January 18, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Commerce, to

whom was referred

Senate bill No. 82, entitled "An act to prevent unlawful combinations in restraint of commerce and trade and to insure free competition in all branches thereof throughout the State of Texas, to define said offenses and punish persons violating the same."

Have had the same under consideration, and instruct me to report it back to the Senate with the recom-

mendation that it do pass.

All of which is respectfully submit-

CLAIBORNE. Chairman.

Bill read first time.

By Senator Field:

COMMITTEE ROOM, AUSTIN, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Judiciary No.

2, to whom was referred

Senate bill No. 31, entitled "An act to authorize the Governor, when in his judgment the circumstances surrounding each case may warrant him

in so doing, to restore to full citizenship with the right of suffrage, any person who may have been convicted of a felony, and who may have served out his term in the penitentiary or have been pardoned,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommenda-

tion that it do pass.

All of which is respectfully submitted.

FIELD, Acting Chairman.

Bill read first time.

COMMITTEE ROOM, AUSTIN, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Judiciary Committee No. 2, to

whom was referred

Senate bill No. 36, entitled "An act exempting the superintendents and other officers of the Lunatic and other asylums of the State from subpœnas and attachments as expert witnesses,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully sub-

mitted.

FIELD, Acting Chairman.

Rill read first time.

COMMITTEE ROOM, AUSTIN, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Judiciary No. 2, to whom was referred

Senate bill No. 60, entitled "An act to add article 689 to chapter 3, title 17 of the Penal Code of the State of

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

FIELD, Acting Chairman.

Bill read first time.

COMMITTEE ROOM, AUSTIN, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Judiciary No. 2, to whom was referred

his judgment the circumstances sur- Senate bill No. 54, entitled "An act rounding each case may warrant him to amend chapter 3, title 17, of the

Penal Code of the State of Texas, by

adding thereto article 688,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass.

All of which is respectfully submit-

ted.

FIELD, Acting Chairman.

Bill read first time.

COMMITTEE ROOM, AUSTIN, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Judiciary Committee No. 2, to

whom was referred

Senate bill No. 67, entitled "An act to amend articles 735 and 736, of chapter 9, of title 17, of the Penal Code of the State of Texas, relating to punishment for theft of property over and under the value of twenty dollars, and to make theft of property under the value of fifty dollars a misdemeanor, and to prescribe the punishment for such offence,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recom-

mendation that it do pass.

All of which is respectfully submitted.

FIELD, Acting Chairman.

Bill read first time.

COMMITTEE ROOM, AUSTIN, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

Your Committee on Judiciary No. 2,

to whom was referred

Senate bill No. 86, entitled, "An act to amend articles 746, 747 and 748 of chapter 11 of title 17 of the Penal Code of the State of Texas, relating to the theft of animals, and to fix the punishment for such offense,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it do pass, with the following amendments, to-wit:

Article 746, line No. 16 shall be so amended as to read, "less than two nor more than fifteen." Article 747 shall be entirely stricken out.

All of which is respectfully submit-

ted.

FIELD, Acting Chairman.

Bill read first time.

By Senator McDonald:

· COMMITTEE ROOM, AUSTIN, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate.

Your Judiciary Committee No. 1, to

whom was referred

Senate bill No. 107, entitled "An act to be entitled an act to amend section 37 of an act entitled an act to re-district the State into judicial districts and fix the times for holding court therein, and to provide for the election of judges and district attorneys in said districts at the next general election, to be held on the first Tuesday after the first Monday in November, 1884, approved April 9, 1883: to create the Forty-fifth judicial district of the State of Texas, fix the time for holding court therein and to fix the time for holding court in the Thirty-seventh judicial district, and to provide for the appointment of a district judge for said Forty-fifth judicial district, and to provide for the venue of causes in said courts, and to regulate the transfer thereof from one of said courts to the other,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommenda-

tion that it do pass.

The bill provides for the division of Bexar county into two judicial districts, for the creation of the Forty-fifth judicial district of the State of Texas, in and for said county, with co-ordinate jurisdiction with the Thirty-seventh judicial district of the State of Texas. Further provisions of the bill are set forth in the title.

All of which is respectfully submit-

ted.

McDonald, Chairman.

Bill read first time.

BILLS AND RESOLUTIONS.

By Senator Jarvis:

A bill to be entitled "An act to prevent judgments in the district and county courts from becoming dormant where execution issues within twelve months from the rendition thereof."

Referred to Judiciary Committee

No. 1.

By Senator Allen:

A bill "Providing that money lenders, in loaning money, shall lend a sum not less than the amount named on the face of the note, and affixing the pain and penalties thereof."

[This bill applies to any person, broker, banker, firm or corporation. It makes the offense a misdemeanor, and the punishment a forfeiture of all above eight per cent interest, and a fine of twenty per cent of the principal.]

Referred to Judiciary Committee

No. 2.

By Senator Kimbrough:

A bill to be entitled "An act to levy an occupation tax upon loan agents and to prescribe penalties for failure

to pay same."

[This bill fixes the rate of tax as follows: Capital less than ten thousand dollars, one-fourth of one per cent; more than ten thousand and less than one hundred thousand dollars, one-sixth of one per cent; more than one hundred thousand and less than two hundred thousand, one-eighth of one per cent; over two hundred thousand dollars, one-tenth of one per cent; and in no event less than twenty-five dollars. For failure to pay such tax the fine to be not less than, nor more than double the amount of the tax.]

Referred to Committee on State Af-

fairs.

By Senator Sims:

A bill to be entitled "An act entitled an act to amend sections 29 and 30 of an act to establish and maintain a system of public free schools for the State of Texas, and to repeal so much of chapter 3 of title 78 of the Revised Civil Statutes of Texas as refer to public free schools outside of incorporated cities and towns assuming or having assumed control of their public free schools, and all laws and parts of laws in conflict with this act."

[This bill provides that in counties having the district system the commissioners' court shall be required to district the county so that the boundary line of the district shall be not more than four miles from the center

of the district.]

Referred to Committee on Education.

By Senator Stephens:

A bill to be entitled "An act to reorganize the Thirty-first, Thirty-second and Thirty-ninth judicial districts of, and to create the Forty-fifth and Forty-sixth judicial districts of the State of Texas, to fix the times for holding courts therein, and to provide for the appointment and election of judges and district attorneys in the Forty-fifth and Forty-sixth judicial districts, and to repeal all laws in conflict herewith." [This bill provides for the redistricting of the Panhandle country.]
Referred to Committee on Judicial

Districts.

A bill to be entitled "An act to add chapter 5, articles 1111a and 1111b, to title 15 of the Code of Criminal Procedure of the State of Texas."

[This bill provides that in misdemeanor cases when the defendant is acquitted, and the jury finds that the prosecution was malicious, all costs shall be taxed against the person or persons so prosecuting. It also provides that at the request of the defendant the question as to the malicious intent of the prosecution may be submitted.]

Referred to Judiciary Committee

No. 2.

By Senator McDonald, by request: A bill to be entitled "An act to amend article 652, of the Code of Criminal Procedure of the State of Texas."

[This bill provides that in prosecutions for felonies not capital, the defendant shall be entitled to ten peremptory challenges and the State to ten; and when more defendants than one are tried together, each defendant to be entitled to ten, and the State to ten for each defendant.]

Referred to Judiciary Committee

No. 2.

By Senator McDonald, by request: A bill to be entitled "An act to amend article 635 of the Code of Criminal Procedure of the State of Texas."

[This bill provides that in capital cases the defendant shall be entitled to twenty peremptory challenges and the State to twenty; and where there are more than one defendant tried together each defendant shall be entitled to twelve and the State to twelve for each defendant.]

Referred to Judiciary Committee

No. 2.

By Senator McDonald, by request: A bill to be entitled "An act to amend article 774 of the Code of Criminal Procedure of the State of Texas."

[This bill provides that depositions taken before a habeas corpus trial may be read in evidence, as provided in the two preceding articles.]

Referred to Judiciary Committee

No. 2.

By Senator McDonald, by request, A bill to be entitled "An act to amend article 553 of the Code of Criminal Procedure of the State of Texas." judgment of acquittal or conviction shall not bar a prosecution for any higher grade of offense over which said court had not jurisdiction under rates or free passes to officials.] the constitution and laws conferring such jurisdiction.

Referred to Judiciary Committee

No. 2.

By Senator McDonald, by request: A bill to be entitled "An act to amend article 772 of the Code of Criminal Procedure of the State of Texas."

The bill makes article 772 read as follows: Depositions taken in criminal actions shall not be read in evidence unless oath be made that the witness resides out of the State, or that his residence is unknown, or that he has removed out of or beyond the limits of the State, or that since his depositions were taken the witness has died, or that he has been prevented from attending the court through the act or agency of any person whose object was to deprive the defendant of the benefit of the testimony, or that by reason of age, sickness or other bodily infirmity such witness cannot attend.

Referred to Judiciary Committee

No. 2.

By Senator Claiborne:

A bill to be entitled "An act to amend article 680, chapter 3, title 17, of the Penal Code of the State of preventing cruelty to ani-Texas, mals."

[This bill seeks to more fully define the law, and also to increase the penalty for cruelty to animals.]

Referred to Judiciary Committee

No. 2.

A bill to be entitled "An act to amend articles 339 and 341, chapter 4, title 10 of the Penal Code of the State of Texas, and by adding thereto articles 341a and 341b."

This bill seeks, first, to more fully

define a "disorderly house."

Second, to hold the owner of a house used as above defined partly responsible for keeping a disorderly house.

Third, to prevent theaters, playhouses and saloons from permitting lewd women to be in their employ or lowing resolution: to remain on said premises.

Fourth, to require sheriffs, constables, police officers, etc., to discover and report all violations of this chap-

Referred to Judiciary Committee No. 2.

By Senator Claiborne: Joint resolution amending article bors thus secured?

[This bill provides that a former 10 of the Constitution of the State of Texas, by adding section 10 thereto.

This seeks to prohibit transportation companies from issuing reduced

Referred to Committee on Constitu-

tional Amendments.

Joint resolution to amend article 9, section 2, of the Constitution of the

State of Texas.

This provides that the counties on the Gulf of Mexico which may have a population of twenty-five thousand or more inhabitants, may, by a two-thirds vote of each house of the Legislature, be reduced to a less area than seven hundred square miles.]

Referred to Committee on Constitu-

tional Amendments.

Joint resolution "To amend section 24, article 3 of the Constitution of the

State of Texas."

This seeks to give members of the Legislature five dollars a day for the first ninety days of the session, in-stead of for sixty days as now required.]

Referred to Committee on Constitu-

tional Amendments.

Joint resolution submitting amondment to section 12, article 8, of the

State Constitution.

[This provides that the Legislature shall provide for the assessment and collection of State, county and special taxes upon all property subject to taxation situated in unorganized counties.

Referred to Committee on Constitu-

tional Amendments.

Joint resolution "To amend section 11 of article 7 of the Constitution of the

State of Texas."

This provides that all of the permanent university funds coming into the treasury may be invested in United States bonds, the bonds of the State of Texas, any county bonds or in any other securities under the restrictions of law.

Referred to Committee on Constitu-

tional Amendments.

Senator Armistead offered the fol-

Be it resolved, That the Committee on Federal Relations be requested to inquire and report its findings upon the two following propositions:

1. Can a State make appropriations to secure deep water on its coast, and if so what power of control can said State exercise over the ports and hardeemed expedient to make such appro- Penal Code of the State of Texas, and priations for deep water on the coast an act of the Seventeenth Legislature of Texas?

Adopted.

Senator McDonald called up his motion entered yesterday to reconsider the vote recommitting Senate bill No. 2, a bill to be entitled "An act to provide for revising, digesting and publishing the laws, civil and criminal, of the State of Texas."

The vote was reconsidered and

Senator McDonald moved to reconsider the vote by which Senator Lane's amendment, making three commissioners instead of one, was lost.

 ${f Adopted}$.

Lane's amendment Senator adopted by the following vote:

YEAS-18.

Abercrombie, Ingram, Armistead, Johnson, Atlee. Kimbrough, Burges, Lane. Burney, Maetze, Douglass, Seale. Field. Simkins, Frank, Sims. Harrison, Woodward.

NAYS-7.

Allen, Claiborne, Cranford, Jarvis,

McDonald, Morris, Stephens.

ABSENT-1.

Pope.

Senator Field moved to amend section 5 by inserting after the word "work" in line 1, the following: "Not to exceed twelve months."

Adopted.

Senator Allen moved to add to section 1: "Provided, that the commissioners shall hold their sessions together."

Lost.

The bill as amended was ordered

The following message was received from the House:

House of Representatives, Austin, January 19, 1889.

Hon. T. B. Wheeler, President of the Senate:

SIR:—I am directed to inform the Senate that the House has passed House bill No. 33, "An act to amend Allen,

2. If a State has such power is it article 683, chapter 3, title 17, of the of the State of Texas, approved March 5th, 1881, relating to malicious mischief and providing a penalty therefor," and

> House bill No. 122, "An act to make all negotiable bonds and coupons held by the State of Texas in trust for its public institutions non-negotiable,"

and

Senate bill No. 15, "An act to amend an act approved March 29, 1882, entitled an act to amend an act to redistrict the State into judicial districts, and to provide for the election of judges and district attorneys of said districts at the next general election to be held on the first Tuesday after the first Monday in November, A. D. 1884, approved April 9th, 1883."
W. M. Imboden

Chief Clerk House of Representatives.

The President referred House bill No. 122 to Judiciary Committee No. 1, and

House bill No. 33 to Judiciary Com-

mittee No. 2.

On motion of Senator Burney,

Senate bill No. 107, a bill to be entitled "An act to amend section 37 of an act entitled an act to redistrict the State into judicial districts and fix the times for holding court therein, and to provide for the election of judges and district attorneys in said districts general the next election, held on the first Tuesfirst day after the Monday approved 1884, November, 9, 1884, to create the Forty-fifth judicial district of the State of Texas, fix the time for holding court therein, and fixing time for holding court in the Thirty-seventh judicial district, and to provide for the appointment of a district judge for said Forty-fifth judicial district, and to provide for the venue of causes in said courts, and to regulate the transfer thereof from one of said courts to another,"

Was taken up out of its regular order by unanimous consent of the

Senate.

Senator Burney moved to suspend the constitutional rule requiring bills to be read on three several days, to read the bill the second time.

The motion was lost by the followlowing vote:

YEAS—24.

Abererembie, Jarvis. Johnson,

Kimbrough, Armistead, Lane, Atlee, Maetze, Burges, Burney, McDonald, Morris, Cranford, Douglass, Seale, Field, Simkins, Frank, Sims, Stephens, Harrison, Woodward. Ingram,

NAYS-1.

Claiborne.

On motion of Senator Claiborne, The vote just taken was reconsidered and

The constitutional rule was suspended by the following vote:

YEAS-25.

Abercrombie. Jarvis. Allen, Johnson, Armistead. Kimbrough, Atlee, Lane, Burges, Maetze, Burney, McDonald. Claiborne, Morris, Seale, Cranford, Simkins, Douglass, Sims, Field, Frank, Stephens, Harrison, Woodward. Ingram,

NAYS-None.

The bill was read the second time

Ordered engrossed by the following vote:

YEAS-18.

Armistead, Jarvis, Kimbrough, Atlee, Burges, Maetze, Burney, McDonald, Cranford, Morris, Field, Seale. Frank. Simkins. Harrison, Stephens. Woodward. Ingram,

NAYS-7.

Johnson, Abercrombie, Lane, Allen, Claiborne, Sims. Douglass,

On motion of Senator Burney,

The constitutional rule was further

suspended, and

The bill was put on its third reading and final passage by the following vote:

YEAS-25

Abercrombie, Jarvis. Allen, Johnson, Armistead, Kimbrough, Atlee, Lane, Maetze, Burney, Burges, McDonald, Morris, Claiborne, Seale, Cranford, Douglass, Simkins, Field, Sims, Frank, Stephens, Woodward. Harrison, Ingram,

NAYS-None.

On motion of Senator Burney.

The further consideration of the bill was postponed till Monday morning,

after morning call. Senate bill No. 13, a bill to be entitled "An act to amend chapter 4, title XCV, of the Revised Civil Statutes of the State of Texas, by adding thereto article 4761a,"

Was laid before the Senate and read

the second time.

Senator Burney moved to postpone

and consider in connection with Senate bill No. 20, a bill to be entitled "An act to amend section 26, of an act entitled an act to establish and maintain a system of public free schools for the State of Texas, and to repeal so much of chapter 3 of title 78 of the Revised Civil Statutes of Texas as refer to public free schools outside of incorporated cities and towns, assuming and having assumed control of their public free schools, and all laws and parts of laws in conflict with said act."

Senator Johnson made the point of order that the two bills did not embrace the same subject matter, and consequently could not be considered

together.
The point of order was sustained

and

The motion was ruled out of order. Senator Armistead moved to make Senate bill No. 20 the special order to come immediately after Senate bill No. 13 was disposed of.

Adopted.

On motion of Senator Burges, Further action on Senate bill No. 13 was postponed, and the bill was made the second special order for Wednes-

day after morning call.

Senate bill No. 20, a bill to be entitled "An act to amend section 26 of an act entitled an act to establish and maintain a system of public free schools for the State of Texas, and to repeal so much of chapter 3 of title 78 of the Revised Civil Statutes of Texas as refer to public free schools outside of incorporated cities and towns assuming and having assumed control of their public free schools, and all laws and parts of laws in conflict with said act,"

Was laid before the Senate, and On motion of Senator Claiborne

The bill was made the third special order for Wednesday after morning

call.

Senate bill No. 22, a bill to be entitled "An act to amend chapter 2, title 96, of the Revised Civil Statutes of the State of Texas, by adding thereto article 4676a, providing for the assessment of live stock in pastures in the several counties in which such pastures are situated,"

Was laid before the Senate,

Read the second time and ordered

engrossed.

On motion of Senator Woodward, The constitutional rule was suspended to put the bill on its third reading and find passage by the following vote:

YEAS--25.

Abercrombie, Jarvis, Allen, Johnson. Armistead, Kimbrough, Atlee, Lane, Maetze, Burges, Burney, McDonald, Claiborne, Morris, Cranford, Seale, Simkins, Douglass, Sims, Field. Stephens, Frank, Woodward. Harrison, Ingram,

NAYS-None.

The bill was read the third time and passed by the following vote:

YEAS-25.

Abercrombie, Jarvis, Allen, Johnson, Kimbrough, Armistead, Lane, Atlee, Burges, Maetze Burney, McDonald, Morris, Claiborne, Seale. Cranford, Douglass, Simkins, Sims, Field, Frank, Stephens, Harrison, Woodward. Ingram,

NAYS-None.

Senator Burges offered the following resolution:

Resolved, That the State Treasurer be and hereby is requested to give the Senate all the information he can as to the cost to the State of conveying money from the counties to the treasury and from thence to the counties.

Adopted.

On motion of Senator Field,

Senate bill No. 102, "An act to amend article 4437, title 87, chapter 5, of the Revised Civil Statutes of the State of Texas,"

Was made the second special order

for Monday after morning call.

On motion of Senator Claiborne, The Senate adjourned until 10 o'clock Monday morning.

TWELFTH DAY.

SENATE CHAMBER, AUSTIN, TEXAS, Jan. 21, 1889.

Senate met pursuant to adjourn-

Lieutenant-Governor Wheeler in the chair.

Roll called.

Quorum present.

Prayer by the Chaplain, Dr. Smoot. On motion of Senator Upshaw,

The further reading of the Journal was dispensed with.

PETITIONS AND MEMORIALS.

By Senator Kimbrough:

A petition of W. W. Ainsworth and forty-five other voters and tax payers of Dallas county, favoring a railroad commission, liberal appropriations for the Department of Agriculture, and against a law permitting the issue of bonds.

Referred to the Committee on Internal Improvements.

By Senator Stephens:

A petition from the citizens of Wilbarger county, requesting the passage of a law to permit counties to fund their indebtedness.

Referred to Finance Committee.

REPORTS OF STANDING COMMITTEES,

By Senator Cranford: